

**REMARKS**

Claims 67-72 are pending. No claim is allowed.

**Restriction Requirement Under 35 U.S.C. § 121**

The Office has requested a restriction to one of the following inventions under 35 U.S.C. § 121: Group I (claims 67-69), drawn to a composition of highly pure polyclonal Th1 cells; and Group II (claims 70-72), drawn to a method of treating a disease, comprising infusing a composition of highly pure polyclonal Th1 cells. Applicants hereby elect Group I (claims 67-69), without traverse.

Applicants expressly reserve their right under 35 U.S.C. § 121 to file a divisional application directed to the nonelected subject matter during the pendency of this application, or an application claiming priority from this application.

Applicants request examination of the elected subject matter on the merits.

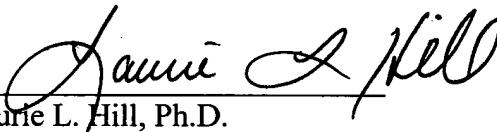
**CONCLUSION**

In the unlikely event that the transmittal form is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicant petitions for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing 549172000220. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: January 10, 2005

Respectfully submitted,

By

  
Laurie L. Hill, Ph.D.

Registration No.: 51,804  
MORRISON & FOERSTER LLP  
3811 Valley Centre Drive, Suite 500  
San Diego, California 92130

(858) 720-7955